

Amendment No. 1 to HB0106

Lundberg
Signature of Sponsor

AMEND Senate Bill No. 117*

House Bill No. 106

by deleting Section 2(b) and substituting instead the following:

(b) Any volunteer, who provides volunteer transportation for senior citizens through a charitable organization or human service agency, shall not be individually liable for any civil damages above the policy limits collectable from any policy of insurance that would be obligated to make payment on behalf of the volunteer or on behalf of a person or entity that would be vicariously liable for the volunteer's conduct when liability for civil damages is limited by this section for an injury to the senior citizen arising out of or resulting from the transportation if the volunteer was acting in good faith and within the scope of the volunteer's official actions and duties on behalf of the charitable organization or human service agency unless the volunteer's conduct constitutes gross negligence or willful and wanton misconduct; provided, that the charitable organization or human service agency is liable for damages and maintains liability insurance coverage at least equal to the minimum limits set forth in § 29-20-403 of the Tennessee Governmental Tort Liability Act.

AND FURTHER AMEND by deleting Section 3 and substituting instead the following:

SECTION 3. This act shall take effect July 1, 2015, the public welfare requiring it, and shall apply to actions that arise on or after that date.